

DATE: Monday the 20th of November, 2006

4:34 P.M. to 5:30 P.M.

JUDGE: FARNAN CLERK: Sarah CT. RPTR: Heather from Hawkins

CASE CAPTION:

CIVIL ACTION NO. 04-1371-JJF

POWER INTEGRATIONS, INC.,

Plaintiff,

v.

FAIRCHILD SEMICONDUCTOR
INTERNATIONAL, INC., and
FAIRCHILD SEMICONDUCTOR
CORPORATION,

Defendants.

COUNSEL FOR PLAINTIFF(S):

William J. Marsden, Jr., Esquire
Michael Headley, Esquire
Frank E. Scherkenbach, Esquire
Howard G. Pollack, Esquire

COUNSEL FOR DEFENDANT(S):

Steven J. Balick, Esquire
G. Hopkins Guy, Esquire
Bas de Blank, Esquire
Gabriel M. Ramsey, Esquire
Vickie L. Feeman, Esquire

PLACE OF PROCEEDING: In Chambers

PROCEEDING: **Teleconference**

RE: Pretrial

DECISION: Regarding to Defendants' Motion to add prior art references to the invalidity trial, the Court will permit Defendants to expand the number of references to 11 (eleven) with the requirement that, to be admitted at trial, Defendant must demonstrated by paper filed by noon on Wednesday, November 22, 2006, that the contention it is probative of is identified in expert reports exchanged during the discovery process. Plaintiff can file a response by noon on Monday, November 27th, 2006. If parties can agree, no papers need be filed. Regarding references to the infringement trial during the validity trial, the Court and the parties shall tell the jury it's a validity trial and they should assume the patents are infringed

without reference to any prior adjudication. Parties can refer to "prior proceeding" with respect to impeachment of witnesses. If the first trial is brought up innocently by a witness, the Court will deal with the matter in a closing instruction to the jury. Regarding time allotments for the trial, if the trial cannot be completed in 3 and ½ days, the parties may have to return later in December, 2006, to finish the trial. The issue of inequitable conduct will be heard outside of the jury at the end of the trial each day. The Court will get back to the parties on Tuesday, November 21, 2006, with an Order with respect to a trial schedule. Regarding jury questionnaires, the Court will create a cover letter by noon, Tuesday, November 21, 2006 which one of the parties can pick up and mail to potential jurors with instructions that it be returned by November 30, 2006, so that the Court and the other party receives the questionnaires by Friday, December 1, 2006. Regarding Plaintiff's request that the Court rule on an outstanding motion from the infringement trial with respect to expert witness Shields' notes. The Court will not allow supplementing the expert.

JJF Civil Non Jury Calendar Notice

To: Clerk, U.S. District Court
From: Judge Farnan
Case Caption: Power Integrations v.
Fairchild Semiconductor
Civil Case Number: 04-1371 JJF

Date: 02/04/2005

The following proceeding(s) is/are **scheduled**:

PROCEEDING	DATE	TIME
Hearing Markman	Mon 01/10/2005	04:00 PM
Pretrial Conference	Thu 05/04/2006	10:00 AM

COURT REPORTER REQUESTED ☒ Yes
☐ No
☐ Trial Only

The following proceeding(s) is/are **canceled**:

PROCEEDING	DATE	TIME
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(CHAMBERS USE ONLY)

☒ Chamber's Calendar

Notes: Trial to be set at Pretrial Conf.

Prepared By: Deborah Krett 02/04/2005 03:58 PM

AO 440 (Rev. 8/01) Summons in a Civil Action

**In The United States District Court
For The District Of Delaware**

POWER INTEGRATIONS, INC., a
Delaware corporation,

Plaintiff,

v.

FAIRCHILD SEMICONDUCTOR INTERNATIONAL,
INC., a Delaware corporation, and FAIRCHILD
SEMICONDUCTOR CORPORATION, a Delaware
corporation

Defendant.

SUMMONS IN A CIVIL CASE

Case Number: 04 1371

TO: Fairchild Semiconductor International Inc.
CORPORATION SERVICE COMPANY
2711 CENTERVILLE ROAD, SUITE 400
WILMINGTON DE 19808

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

William J. Marsden, Jr.
Fish & Richardson P.C.
919 N. Market Street, Suite 1100
Wilmington, DE 19801

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

Clerk

Date

10/20/04

Brian T. Moore
(By) Deputy Clerk

Issued

AO 440 (Rev. 8/01) Summons in a Civil Action

**In The United States District Court
For The District Of Delaware**

POWER INTEGRATIONS, INC., a
Delaware corporation,

Plaintiff,

v.

FAIRCHILD SEMICONDUCTOR INTERNATIONAL,
INC., a Delaware corporation, and FAIRCHILD
SEMICONDUCTOR CORPORATION, a Delaware
corporation

Defendant.

SUMMONS IN A CIVIL CASE

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PETER T. DALLEO

Clerk

Date

10/20/04

Brian T. Moore
(By) Deputy Clerk

AO FORM 85 RECEIPT (REV. 9/04)

United States District Court for the District of Delaware

04 1371

Civil Action No. _____

ACKNOWLEDGMENT
OF RECEIPT FOR AO FORM 85

NOTICE OF AVAILABILITY OF A
UNITED STATES MAGISTRATE JUDGE
TO EXERCISE JURISDICTION

I HEREBY ACKNOWLEDGE RECEIPT OF 3 COPIES OF AO FORM 85.

10-20-04

(Date forms issued)

[Signature]

(Signature of Party or their Representative)

Chris Hazewski

(Printed name of Party or their Representative)

Note: Completed receipt will be filed in the Civil Action